

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

In re: BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

-against-

TREMONT GROUP HOLDINGS, INC., et al.,

Defendants.

11-cv-7330-GBD

ECF Case
Electronically Filed

**THE MASSMUTUAL DEFENDANTS' JOINDER IN THE MOTION TO
DISMISS THE APPEAL OF THE TREMONT DEFENDANTS-APPELLEES**

Defendants-Appellees Massachusetts Mutual Life Insurance Company and MassMutual Holding LLC ("MassMutual") hereby join in the Tremont Defendants'/Appellees' Motion to Dismiss the Appeal and incorporate by reference the Memorandum of Law in Support of the Tremont Defendants'/Appellees' Motion to Dismiss the Appeal (the "Tremont Motion") filed on October 20, 2011. MassMutual is a party to the September 22, 2011 settlement of this adversary proceeding (the "Settlement"), filed and approved in connection with the liquidation of Bernard L. Madoff Investment Securities LLC ("BLMIS"). MassMutual joins and incorporates by reference the reasons for dismissal set forth in the Tremont Motion, including *inter alia* that the appeal should be dismissed because the Appellants lack standing to object to the Settlement and therefore also lack standing to pursue their objections on appeal.

Dated: New York, New York
October 27, 2011

BINGHAM McCUTCHEN LLP

By: s/ Kenneth I. Schacter

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